

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

APPLE INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 22-1378-MN
)	
MASIMO CORPORATION and)	JURY TRIAL DEMANDED
SOUND UNITED, LLC,)	
)	
Defendants.)	
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MASIMO CORPORATION and)	
CERCACOR LABORATORIES, INC.,)	
)	
Counterclaim-Plaintiffs,)	
)	
v.)	
)	
APPLE INC.,)	
)	
Counterclaim-Defendant.)	

[PROPOSED] ORDER

At Wilmington this ____ day of _____, 2023, the Court having considered Plaintiff and Counterclaim-Defendant Apple Inc.'s Motion To Dismiss Masimo Corporation's Counterclaims And Strike Its Inequitable Conduct Affirmative Defense;

IT IS HEREBY ORDERED that Plaintiff and Counterclaim-Defendant Apple Inc.'s Motion is GRANTED.

The Honorable Maryellen Noreika
United States District Judge